

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
ADELAIDE GAIL ZAPPA AND :  
ADELAIDE GAIL ZAPPA as sole trustee of :  
The Zappa Family Trust u/t/d November 15, 1990 :  
a California Revocable Trust, :  
:  
Plaintiffs, :  
:  
-against- :  
:  
RYKODISC, INC., :  
:  
Defendant. :  
-----X

08 Civ. 396 (WHP)

ORDER


WILLIAM H. PAULEY III, District Judge:

For the reasons set forth on the record on August 29, 2008, Defendant's motion to dismiss Plaintiff's Lanham Act claim is granted. Defendant's motion for a more definite statement with respect to Plaintiff's breach of contract claim is denied.

An initial pre-trial conference shall take place on September 25, 2008 at 10:30 a.m. The parties shall submit a report pursuant to Fed. R. Civ. P. 26(f) one week prior to the conference.

Dated: August 29, 2008  
New York, New York

SO ORDERED:

  
WILLIAM H. PAULEY III  
U.S.D.J.

*Counsel of record:*

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